



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

License for Diversion and Use of Water

APPLICATION 11823

PERMIT 6921

LICENSE 3937

THIS IS TO CERTIFY, That **C. W. Rowley**
Meridian, California

Notice of Assignment (Over)

has made proof as of **June 10, 1953,**
(the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the water of
Butte Slough in Sutter County

tributary to **Sacramento River**

for the purpose of **irrigation use**

under Permit **6921** of the Department of Public Works and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the Department of Public Works and the terms of the said permit; that the priority of the right herein confirmed dates from **April 15, 1947;** and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed **three (3) cubic feet** per second to be diverted from about May 1 to about October 1 of each year.

The equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located **south nine hundred forty (940) feet and east five hundred (500) feet from NW corner of Section 6, T 15 N, R 1 E, MDB&M,** being within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.

A description of the lands or the place where such water is put to beneficial use is as follows:

10 acres within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6, T 15 N, R 1 E, MDB&M
30 acres within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6, T 15 N, R 1 E, MDB&M
40 acres within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, T 15 N, R 1 W, MDB&M
39 acres within NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, T 15 N, R 1 W, MDB&M
37 acres within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, T 15 N, R 1 W, MDB&M
39 acres within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1, T 15 N, R 1 W, MDB&M
195 acres total

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Department acting through the State Engineer in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Engineer.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Department.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.



Witness my hand and the seal of the Department of Public
Works of the State of California, this 3rd
day of June, 19 54

A. D. EDMONSTON, State Engineer

By Harvey O. Banks
HARVEY O. BANKS
Assistant State Engineer

10/3/58 RECEIVED NOTICE OF ASSIGNMENT TO Carlton C. H. Straub & Anna Miller
10-3-61 Name change from C. W. Rowley to
Estate of C. W. Rowley

10-30-61 RECEIVED NOTICE OF ASSIGNMENT TO Abstract of Estate of C. W. Rowley to Anna Rowley and Avery Rowley

10/26/67 Records changed to show as owners:
Avery Rowley & Est. of Anna Rowley;
C. H. Straub and Est. of Anna Miller;
of Est. of Anna Rowley;
30/68 RECEIVED NOTICE OF ASSIGNMENT TO Alfred Gebhardt

12/7/68 Records chgd to show owners as Alfred Gebhardt, Velma Till,
C. H. Straub and Est. of Anna Miller

5/13/69 RECEIVED NOTICE OF ASSIGNMENT TO Abstract of Estate of Anna Miller

7-13-77 int. of Velma Till as to Gary M. & Kay Matsume

LICENSE 3937

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

LICENSE
TO APPROPRIATE WATER

ISSUED TO C. W. Rowley

DATED

85387 8-53 3M SPO

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 11823

PERMIT 6921

LICENSE 3937

ORDER ALLOWING CHANGES AND CORRECTION IN POINTS OF DIVERSION

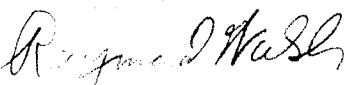
WHEREAS:

1. License 3937 was issued to C. W. Rowley and was filed with the County Recorder of Sutter County on June 16, 1954.
2. License 3937 was subsequently assigned to Tom and Karumo Tokunaga, Larry M. and Kay Matsumura, James H. and Debbie B. Marler, Joseph O. Richards.
3. An order allowing change in point of diversion was granted on November 10, 1969 and has been recorded with the County Recorder of Sutter County on November 14, 1969 in Volume 745, Page 587.
4. Petitions for changes and correction in points of diversion have been filed with the State Water Resources Control Board and said Board has determined that good cause for such changes has been shown.
5. The Board has determined that the petitioned changes and correction do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The points of diversion under this license shall be as follows:
 - 1) South 940 feet and East 700 feet from NW Corner of Section 6, T15N, R1E, MDB&M, being within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.
 - 2) South 1910 feet and East 760 feet from NW Corner of Section 6, T15N, R1E, MDB&M, being within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.
 - 3) South 1150 feet and East 650 feet from NW Corner of Section 6, T15N, R1E, MDB&M, being within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.

Dated: JULY 2 1981


Raymond Walsh, Chief
Division of Water Rights

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 11823

PERMIT 6921

LICENSE 3937

ORDER ALLOWING CHANGE IN POINT OF DIVERSION

WHEREAS License 3937 was issued to C. W. Rowley and was filed with the County Recorder of Sutter County on June 16, 1954, and

WHEREAS said license was subsequently assigned to Alfred Gebhardt, Velma Till, C. H. Straub and Joseph O. Richards, and

WHEREAS the State Water Resources Control Board has found that the change in point of diversion under said license for which petition was submitted on May 14, 1969, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said change and has directed that an order be issued to describe said points of diversion in accordance with said petition;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said License 3937 to points of diversion described as follows, to wit:

1. South nine hundred forty (940) feet and east five hundred (500) feet from NW Corner of Section 6, T15N, R1E, MDB&M, being within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.
2. South one thousand nine hundred thirty (1,930) feet and east one thousand and fifty (1,050) feet from NW Corner of Section 6, T15N, R1E, MDB&M, being within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.

Dated: NOV 10 1969

K. L. Woodward
K. L. Woodward, Chief
Division of Water Rights

2/4/15 Interest of C. H. Straub asgd to James H. & Debbie B. Marler
License 3937

Application 11823

3-21-80 Int of George K. + Teruko Matsumura asgd to
Larry M. + Kay Matsumura

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